



राजपत्र, हिमाचल प्रदेश

(असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, शनिवार, 28 सितम्बर, 1974/6 आश्विन, 1896

GOVERNMENT OF HIMACHAL PRADESH

LAW DEPARTMENT

NOTIFICATION

Simla-2, the 25th September, 1974

No. LLR-D(6)15/74.—The Himachal Pradesh University (Amendment) Bill, 1974 (Bill No. 10 of 1974) after having received the assent of the Governor, Himachal Pradesh, on the 19th September, 1974, under Article 200 of the Constitution of India, is hereby published in the Rajpatra, Himachal Pradesh, as Act, No. 20 of 1974.

M. C. PADAM,
Under Secretary.

Act No. 20 of 1974.

**THE HIMACHAL PRADESH UNIVERSITY (AMENDMENT)
ACT, 1974**

AN

ACT

to amend the Himachal Pradesh University Act, 1970 (Act No. 17 of 1970)

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Twenty-fifth Year of the Republic of India as follows:—

Short title
and
commence-
ment.

1. (1) This Act may be called the Himachal Pradesh University (Amendment) Act, 1974.

(2) It shall come into force at once.

Substitution
of Section
46.

2. For section 46 of the Himachal Pradesh University Act, 1970 the following section shall be and shall be deemed always to have been substituted, namely:—

17 of 1970

“46. Notwithstanding anything contained in this Act, the first members of the Court, the Executive Council, the Academic Council and the Board of Management shall be nominated by the Chancellor and they shall hold office for a period not exceeding three years as may be provided in each case in the Statutes to be framed under section 38.”

Repeal.

3. The Himachal Pradesh University (Amendment) Ordinance, 1974 is hereby repealed.

5 of 1974

REVENUE DEPARTMENT

NOTIFICATION

Simla-171002, the 20th September, 1974

No. 10-15/74-Rev. A.—In exercise of the powers conferred upon him under sub-section (1) of section 7 of the Himachal Pradesh Land Revenue (Surcharge) Act, 1974, the Governor, Himachal Pradesh is pleased to publish the following draft rules entitled the Himachal Pradesh Land Revenue (Surcharge) Rules, 1974, for the information of the general public.

Any person having objection to any provision of these rules may within a period of 15 days send the same to the Government for consideration.

DRAFT RULES

**THE HIMACHAL PRADESH LAND REVENUE (SURCHARGE)
RULES, 1974**

Short title,
extend and
commence-
ment.

1. (1) These rules may be called the Himachal Pradesh Land Revenue (Surcharge) Rules, 1974.

(2) They shall extend to the whole of Himachal Pradesh.

(3) They shall come into force at once.

2. In these rules, unless there is anything repugnant to the subject or context,— Definitions.

- (a) "Act" means the Himachal Pradesh Land Revenue (Surcharge) Act, 1974;
- (b) "form" means the form appended to these rules; and
- (c) "section or sub-section" means the section or sub-section of the Act.

3. The time under sub-section (1) of section 4 of the Act or giving written information of the details of total land revenue payable by a landowner shall be 30 days from the commencement of these rules.

Period for giving information, under section 4(1).

4. The information under rule 3 shall be given in form 'A'. The landowner shall, at the same time, furnish it on as many additional copies of the form, one copy each for each Patwari, as there are patwar circles in which his land is situated and shall also submit a copy thereof to the Tehsildar having jurisdiction.

Manners in which information required from landowners, to be given.

5. (1) The Tehsildar or the Naib-Tehsildar, as the case may be, on receipt of the copies of the particulars of land revenue, shall send copies of the form to the concerned patwari for verification of the particulars furnished by the landowner with instructions to return the same within 15 days through the Field Kanungo who shall also satisfy himself about the correctness of the particulars of the land/land revenue. The Tehsildar or the Naib-Tehsildar on receipt of the copies from the concerned patwaris shall make assessment of the surcharge payable by the respective landowners and send the same to the patwari in whose jurisdiction, the landowner holds the largest area of land.

Assessment of surcharge.

(2) If the landowner owns land in more than one patwar circle and within the same Kanungo Circle, then Tehsildar or the Naib-Tehsildar shall get the surcharge calculated by the Field Kanungo of the Circle in accordance with the provisions of section 3 of the Act. Thereafter, he shall make the assessment and intimate the same to the patwari in whose jurisdiction, the landowner owns the largest area.

(3) In cases, other than those covered under sub-rules (1) and (2) above, the calculation of the surcharge shall be made by patwari of the circle in which the land is situated in accordance with the provisions of section 3 of the Act.

6. (1) After making the assessment of surcharge at his own level or after the receipt of assessment made by the Tehsildar or the Naib-Tehsildar, the patwari shall prepare a demand statement and hand over the same to the Lambardar in whose jurisdiction, the landowner holds largest area of land.

Collection of surcharge.

(2) The recovery of surcharge shall be made in the same manner as is prescribed for the collection of land revenue in rules 52 to 58 and 64 to 70 of the Punjab Land Revenue Rules.

7. For collection charges for which the Lambardar shall be entitled on account of recovery of surcharge, the rules under the Punjab Land

Collection charges.

Revenue Act, 1887 shall apply *mutatis mutandis*.

Manner in which Tehsildars to collect information.

8. (1) Where any person liable to pay surcharge under the Act fails to furnish the details of the land revenue payable on the prescribed form provided in rule 4, the Tehsildar or the Naib-Tehsildar shall cause the written information to be prepared in the said form from all the patwaris in whose jurisdiction the land of the landowner is situated with the instructions to send the information within 15 days through the respective Field Kanungo.

(2) On receipt of the information from the patwaris, the Field Kanungo shall, after examination attest the entries made by the patwari in Form 'A' and forward it to the Tehsildar or the Naib-Tehsildar concerned, as the case may be.

(3) After satisfying himself as to the correctness of the particulars mentioned in the form, the Tehsildar or the Naib-Tehsildar, shall make assessment of the surcharge payable by the landowner in accordance with the provisions of section 3 of the Act and intimate the same to the patwari of the circle in which the landowner holds the largest area of land.

By order,
L. HMINGLIANA TOCHHAWNG,
Financial Commissioner.

FORM 'A'

(See rule 4)

INFORMATION TO BE FURNISHED BY THE LANDOWNER UNDER SUB-SECTION (1)
OF SECTION 4

Name of the landowner	Parentage	Address of the land-owner	Name of Tehsil and district in which the land is situated	Village and patwar circle in which land is situated	Kanungo circle in which land is situated	Area of land held by land-owner in hectares	Amount of land revenue payable	Total land revenue payable
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Date.....

Place.....

Signature of the Landowner,
(Thumb impression).

